

UNITED STATES COURT OF APPEALS

FOR THE FIRST CIRCUIT

~~MANDATE~~

No. 04-1189

04-30004

J. Penar

KENNETH JACKSON

Plaintiff - Appellant

v.

COMMONWEALTH OF MASSACHUSETTS

Certified and Issued as Mandate
under Fed. R. App. P. 41.

Defendant - Appellee

Richard Cushing Donovan, Clerk

[Signature]
Deputy Clerk

JUDGMENT

Date: APR 30 2004

Entered: April 9, 2004

On 2/9/04 this Court opened appellant's appeal. On 2/10/04 appellant was notified of the briefing schedule. On 2/24/04 the briefing schedule notice was returned marked "undeliverable - released" and on 3/8/04 the opening forms were returned "released".

As appellant has failed to notify the court of his new address, this appeal is dismissed for lack of prosecution. Loc. R. 3(b).

By the Court:
Richard Cushing Donovan, Clerk

By _____
Chief Deputy Clerk

cc: Kenneth Jackson
Thomas F. Reilly

Direct Recipients:
Kenneth Jackson
Thomas F. Reilly, Esq.